

Friday for a preliminary injunction against the Sacramento Bee's planned start of a morning newspaper Monday.

The emergency motion, filed with the 9th Circuit Court of Appeals in San Francisco, appeals a ruling Wednesday by U.S. District Court Judge Charles B. Renfrew denying the requested injunction.

The Union has a \$43 million antitrust action pending against McClatchy Newspapers alleging violations of the federal antitrust laws. McClatchy has countersued.

The Union in a lengthy hearing before Renfrew in San Francisco had sought to maintain the status quo pending a decision in the antitrust case. The Union urged Renfrew to block the Bee's new 50,000 morning publication with 35,000 directed to the same area now served by The Union. About 10,000 of the morning Bee would go on newspaper racks in the Sacramento area.

consider some of the concerns raised in the lawsuit, said he couldn't determine at this time if the Bee's new paper would cause irreparable harm to the Union.

The Sacramento Union

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Newport Beach suspect isn't Sacramento rapist

NEWPORT BEACH (AP) — A 30-year-old Utah man charged with rape, child molestation and two connected burglaries in which antiques were stolen last Friday, to have his \$30,000 bail reduced but a judge also refused to increase it.

Two Sacramento County sheriff's investigators also questioned Gerry Branagan, 30, of Provo, Utah, earlier in the week about 28 rapes in Sacramento's east side.

But Sacramento County sheriff's spokesman Bill Miller said that while methods used in the Newport Beach and Sacramento rapes are similar, "There is nothing to connect him with Sacramento."

Early Friday, officers thought Branagan had jewelry in his possession similar to some taken by the east area rapist, but closer examination showed the items had been stolen in a Newport Beach burglary,

Miller said.

Newport Beach Sgt. Mike Blitch said Branagan was arrested Sunday morning, within hours after the rape of a 30-year-old Corona del Mar woman during the burglary of her home. The homes of several neighbors were also burglarized and such items as stained glass, a clock and a stereo were taken, police said.

Blitch said Branagan was also charged in connection with the Jan. 3 molestation of a 13-year-old Corona del Mar girl. The second burglary charge was in connection with the theft of several pieces of china and stained glass from the girl's home.

The Sacramento rapist usually entered homes during the night and tied up the husband. Then he would take the woman into another room and rape her repeatedly for a couple of hours. Sometimes he would take personal items.

10,000 phones out

The recent rains have been a blessing to the parched farm fields and river beds, but they played havoc on the telephone system's lines from Sacramento to the Oregon border.

Pacific Telephone Co. spokesman Steve Heath said 10,000 phones from the Capital City to Oregon are still out. In the majority of cases, company trouble shooters aren't quite sure where the problem lies.

Officials estimate 2,300 customers in Northern California have been affected by cable problems, but another 7,200 customers are without phone service for non-cable related problems.

"There's a lot of small scattered stuff to fix and that takes a long time," Heath said.

2 pilots thank mud

Two Air Force pilots have reason to be thankful for the recent rain: it made lots of mud.

Lt. Col. James Hilton was pilot and Capt. Craig

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